

Gregg F. LoCascio, P.C. (*pro hac vice*)
 gregg.locascio@kirkland.com
 Sean M. McEldowney (S.B.N. 248368)
 sean.mceldowney@kirkland.com
 Christopher Nalevanko (*pro hac vice*)
 christopher.nalevanko@kirkland.com
 Brian N. Gross (*pro hac vice*)
 brian.gross@kirkland.com
 KIRKLAND & ELLIS LLP
 655 Fifteenth St., N.W.
 Washington, D.C. 20005
 Telephone: (202) 879-5000
 Facsimile: (202) 879-5200

Luke L. Dauchot (S.B.N. 229829)
 luke.dauchot@kirkland.com
 KIRKLAND & ELLIS LLP
 333 South Hope St.
 Los Angeles, CA 90071
 Telephone: (213) 680-8400
 Facsimile: (213) 680-8500

Attorneys for Defendants
 SIEMENS MEDICAL SOLUTIONS USA, INC.
 and SIEMENS AKTIENGESELLSCHAFT

**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

NEUROGRAFIX, a California corporation;
 WASHINGTON RESEARCH
 FOUNDATION, a not-for-profit Washington
 corporation,

Plaintiffs,

vs.

SIEMENS MEDICAL SOLUTIONS USA,
 INC., a Delaware corporation; and
 SIEMENS AKTIENGESELLSCHAFT, a
 German corporation,

Defendants.

CASE NO. CV 10-1990 MRP(RZX)

**NOTICE OF LODGING
 [PROPOSED] ORDER
 GRANTING SIEMENS' MOTION
 FOR PARTIAL SUMMARY
 JUDGMENT OF INVALIDITY
 REGARDING CLAIMS 3-5, 36,
 37, 39-44, 46, 47, 49, 50, 55, 56, 58,
 59, 61, AND 62 IN U.S. PATENT
 NO. 5,560,360 IN LIGHT OF
 CLAIM CONSTRUCTION
 ORDER**

**The Hon. Mariana R. Pfaelzer
 United States District Court Judge**

**Hearing Date: TBD
 Time: TBD
 Location: Courtroom 12**

1 SIEMENS MEDICAL SOLUTIONS USA,
2 INC.

3 Counterclaim Plaintiff,

4 vs.

5 NEUROGRAFIX, and WASHINGTON
6 RESEARCH FOUNDATION,

7 Counterclaim Defendants.

8 Defendant and Counterclaim Plaintiff Siemens Medical Solutions USA,
9 Inc. and Defendant Siemens Aktiengesellschaft (collectively "Siemens") hereby lodge
10 with the Court, attached hereto, the following document relating to Siemens' Notice of
11 Motion and Motion for Partial Summary Judgment of Invalidity Regarding Claims 3-
12 5, 36, 37, 39-44, 46, 47, 49, 50, 55, 56, 58, 59, 61, and 62 in U.S. Patent No.
13 5,560,360 in Light of Claim Construction Order, Memorandum in support of same,
14 Siemens' Statement of Uncontroverted Facts and Conclusions of Law, and
15 Declaration of Sean M. McEldowney and exhibits thereto in support of same:

16 1. [Proposed] Order Granting Siemens' Motion for Partial Summary
17 Judgment of Invalidity Regarding Claims 3-5, 36, 37, 39-44, 46, 47, 49, 50, 55, 56,
18 58, 59, 61, and 62 in U.S. Patent No. 5,560,360 in Light of Claim Construction Order.

19 Respectfully submitted,

20 DATED: July 15, 2011

21 By: /s/ Sean M. McEldowney
22 Gregg F. LoCascio, P.C. (*pro hac vice*)
23 gregg.locascio@kirkland.com
24 Sean M. McEldowney (S.B.N. 248368)
25 sean.mceldowney@kirkland.com
26 Christopher R. Nalevanko (*pro hac vice*)
27 christopher.nalevanko@kirkland.com
28 Brian N. Gross (*pro hac vice*)
brian.gross@kirkland.com
KIRKLAND & ELLIS LLP
655 15th St. N.W., Suite 1200
Washington, D.C. 20005
Telephone: (202) 879-5000
Facsimile: (202) 879-5200

1 Luke L. Dauchot (S.B.N. 229829)
2 luke.dauchot@kirkland.com
3 KIRKLAND & ELLIS LLP
4 333 South Hope St.
5 Los Angeles, CA 90071
6 Telephone: (213) 680-8400
7 Facsimile: (213) 680-8500

8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
Attorneys for Defendants
SIEMENS MEDICAL SOLUTIONS USA, INC.
and SIEMENS AKTIENGESELLSCHAFT

CERTIFICATE OF SERVICE

I hereby certify that on July 15, 2011, a copy of the foregoing SIEMENS' NOTICE OF LODGING [PROPOSED] ORDER GRANTING SIEMENS' MOTION FOR PARTIAL SUMMARY JUDGMENT OF INVALIDITY REGARDING CLAIMS 3-5, 36, 37, 39-44, 46, 47, 49, 50, 55, 56, 58, 59, 61, AND 62 IN U.S. PATENT NO. 5,560,360 IN LIGHT OF CLAIM CONSTRUCTION ORDER was served upon counsel of record for Plaintiffs registered with the Court's CM/ECF system.

/s/Sean M. McEldowney